

## CHAPTER 278.

[Published April 18, 1864.]

AN ACT to amend chapter forty-nine of the revised statutes, entitled "of the adoption of children," and to repeal section two of said chapter, and also to repeal chapter two hundred and fifty-three of the general laws of 1862.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :*

SECTION 1. Section two of chapter forty-nine of the revised statutes, is hereby amended, so as to read as follows : "Section 2. No such adoption shall be made without the consent, in writing, of such of the parents of said child as may be living, unless it shall appear to the judge that either of the parents has abandoned the child or gone to parts unknown, when such consent may be given by the parent having the charge and care of the child. And in case where neither of the parents is living, such consent may be given by the guardian, if such child has any, and if there be no guardian, such consent may then be given by any of the next of kin of such child, residing in this state ; and if there be no such next of kin, or if such next of kin be unknown, such consent may be given by some suitable person to be appointed by such judge ; and in case of a child not born in lawful wedlock, such consent may be given by the mother."

By whom consent to adoption may be given.

SECTION 2. Chapter two hundred and fifty-three of the general laws of 1863, [1862,] is hereby repealed ; and this act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1864.